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THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of : David Mark Whitcombe et al.
Serial No. : 09/700,732
Filing Date : March 19, 2001
Examiner : A. Chakrabarti
Group Art Unit : 1655
Entitled : NUCLEIC ACID SEQUENCE IDENTIFICATION

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Our File No. 0380-P02328US0

Certificate of Mailing Under 37 C.F.R. §1.8(a):

I hereby certify that this correspondence is being deposited on February 26, 2003 with the United States Postal Service as first-class mail in an envelope properly addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Janice M. Nightlinger

Janice M. Nightlinger

Assistant Commissioner
for Patents
Washington, D.C. 20231

**NOTICE OF APPEAL FROM THE PRIMARY
EXAMINER TO THE BOARD OF APPEALS**

Dear Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated August 27, 2002 of the Primary Examiner finally rejecting claims 1-20 and 37.

03/05/2003 MAHME1 00000047 09700732

01 FC:1401
02 FC:1253

320.00 OP
520.00 OP

This application is on behalf of

☐ other than a small entity

☐ small entity.

The Appeal Fee of \$320.00 is

☒ enclosed

☐ not required (fee paid in prior appeal in this application.

☒ Applicants hereby petition for a full three (3) month extension of the period for response set in the August 27, 2002 Official Action. Applicants previously petitioned for a two (2) month extension of the aforesaid response period in their January 27, 2003 Amendment and Request for Reconsideration Under 37 C.F.R. §1.116. A check in the amount of \$520.00 is enclosed in payment of the petition fee for the third month's extension of time.

☒ charge any underpayment or credit any overpayment of the aforementioned fees to Deposit Account No. 04-1406 (a duplicate copy of this Notice of Appeal is enclosed herewith).

Respectfully submitted,

DANN DORFMAN HERRELL and
SKILLMAN, P.C.
Attorneys for Applicant

By Patrick J. Hagan
Patrick J. Hagan
Registration No. 27,643

PJH:jmn
Enclosures